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December 6, 2007

Ms. Jamie Paulin  
US Environmental Protection Agency  
Region V  
77 West Jackson Blvd. LR-8J  
Chicago, IL 60604

RE: Notice of Violation  
RCRA Compliance Evaluation Inspection – Lambent Technologies  
EPA I.D. No.: ILD 055 413 371

Dear Ms. Paulin:

This correspondence is being submitted in response to a Notice of Violation (NOV) issued by the US Environmental Protection Agency to Lambent Technologies on November 9, 2007. The NOV cited 3 infractions of RCRA rules. Specifically:

1. Lambent was storing one 55-gallon container and three 5-gallon containers of hazardous waste without an accumulation date and without the words, "Hazardous Waste" marked on each container.
2. Lambent was storing approximately twenty containers without proper aisle space in the hazardous waste storage area.
3. Lambent was missing a land disposal restriction notification form for one shipment of hazardous waste, manifest number, AR1457601.

While the Agency could have issued an order assessing a civil penalty for any past or current violations the Agency has chosen not to do so in this case, but rather requested that Lambent submit a response to each of these infractions documenting the actions which have been taken to establish compliance with the applicable regulatory requirements. Lambent's responses are as follows:

1. Improperly marked containers -

Accumulation dates, for the containers in question, were ascertained from the weekly inspection records. Labels with the words "Hazardous Waste" and the proper accumulation dates were then placed on these containers immediately after the completion of the inspection.

2. Improper aisle space –

As noted in the NOV, Lambent Technologies was storing approximately 20 containers in the hazardous waste area at the time of the inspection. There is adequate space in the hazardous waste area to allow for the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment when containers are placed properly. Unfortunately, at the time of the inspection a number of containers were not properly placed which resulted in inadequate aisle space. Again, this situation was rectified immediately after the inspection was completed. Once the containers were properly placed adequate aisle space was reestablished. Furthermore, in order to insure that this situation does not reoccur Lambent will institute the following:

- a. The issue of proper container placement and the importance of maintaining proper aisle spacing will be stressed/reinforced in all future hazardous waste training sessions for operating personnel and
- b. Proper aisle spacing will be monitored during the weekly hazardous waste area inspection and a record will be kept documenting compliance.

3. Missing LDR form –

Lambent has contacted the TSDF facility that received this shipment and is in the process of obtaining a facsimile copy of the appropriate LDR. Once this LDR is retrieved a copy will be attached to manifest AR1457601 completing the file.

Lambent Technologies believes these actions fully rectify these infractions. If, however, you have any questions or need additional information please don't hesitate to contact me at 847-249-6342.

Sincerely,



Louis Skibicki  
Sr. Environmental Compliance Specialist